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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Baxter et al.

Serial No: 09/977,096

Filed: October 12, 2001

For: MEDIATORS OF HEDGEHOG  
SIGNALING PATHWAYS,  
COMPOSITIONS AND USES  
RELATED THERETO

Attorney Docket No. CIBT-P02-105

Art Unit: 1646

Examiner: N/A

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

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5/7/02

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Anna P. Lucey

Commissioner for Patents  
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Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT IN COMPLIANCE WITH 37  
CFR §§ 1.97(b) and 1.98(d)

Submitted herewith on Form PTO-1449 is a list of publications that applicants and their agents/attorneys have identified during the preparation of this application. In accordance with CFR § 1.98 (d), applicants respectfully submit that *no copy* of any patent, publication, or other information listed on the enclosed Form PTO 1449 is needed because the citations were made in prior application U.S.S.N. 09/688,018, filed October 13, 2000, which is relied upon for an earlier filing date under 35 U.S.C. 120.

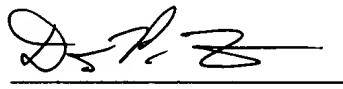
This Information Disclosure Statement is being filed before the mailing of the first office action on the merits therefore, no fee is due.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Respectfully submitted,  
Ropes & Gray

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